

DISTRICT OF NEVADA

Case No.: 2:19-cv-00414-JAD-VCF

Playa Villas Sausalito, LLC,

Plaintiff

V.

Stephen Grier, et al.,

Defendants

Order Adopting Report & Recommendation and Remanding Case

[ECF Nos. 1, 5]

This unlawful-detainer action finds its way to this court because defendant Danielle Grier improperly removed it here from the Superior Court of California, County of Los Angeles. Magistrate Judge Ferenbach recommends that I remand it back to the California state court because the removal statute, 28 U.S.C. § 1441, does not permit it to be removed to this Nevada court, and that I deny as moot the pending application to proceed in forma pauperis.¹ The deadline for objections to that recommendation was March 29, 2019, and no party filed an objection or moved to extend the deadline to do so. “[N]o review is required of a magistrate judge’s report and recommendation unless objections are filed.”² Having reviewed the R&R, I find good cause to adopt it, and I do.

Accordingly, IT IS HEREBY ORDERED that the Magistrate Judge's Report and Recommendation [ECF No. 5] is **ADOPTED** in its entirety and **this case is REMANDED** back to the Superior Court of California, County of Los Angeles, 1725 Main Street, Santa Monica, California, 90401, Santa Monica Branch (limited civil), Case No. 18SMUD02660;

¹ ECF No. 5.

² *Schmidt v. Johnstone*, 263 F. Supp. 2d 1219, 1226 (D. Ariz. 2003); see also *Thomas v. Arn*, 474 U.S. 140, 150 (1985); *United States v. Reyna-Tapia*, 328 F.3d 1114, 1121 (9th Cir. 2003).

1 IT IS FURTHER ORDERED that the application to proceed in forma pauperis
2 **[ECF No. 1] is DENIED** as moot; and

3 IT IS FURTHER ORDERED that the Clerk of Court is directed to CLOSE THIS CASE.

4 Dated: April 3, 2019

5 
U.S. District Judge Jennifer A. Dorsey